GPN-J.332-ARCHB-8.94-1310500-ALA4 Spl-H.C.A.S.C.D.79e

FARAD CONTINUATION SHEET No.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO. 2437 OF 1998

Office Notes, Office Memoranda of Coram, appearances, Court's orders or directions and Registrar's orders.

Court's or Judge's orders

None present for the Petitioner.

Mrs.S.S. Bhende, A.G.P. for Respondent Nos. 1 and 2.

Mr. Sanjay Udeshi i/by M/s. Sanjay Udeshi & Co. for Respondent No. 5.

CORAM : F.I. REBELLO &
S.P. KUKDAY,JJ.
DATED : FEBRUARY 02, 2005

P.C.

. The Petitioner had earlier filed writ petition bearing No. 3243 of 1997 wherein he has challenged his termination and sought relief of reinstatement. That petition was withdrawn without liberty to file a fresh petition. The present petition is also for the same relief as can be seen from Prayer Clauses (a) and (b). Considering above, to our mind as liberty was not granted to withdraw and file fresh petition, whatever may be the subsequent

events, the petition was not maintainable. There are some other reliefs in the matter of show cause notice. It is for the petitioner to show cause and if aggrieved by any order passed pursuant to show cause notice, to challenge that order before the competent forum which he may be entitled to law. No relief can be granted in terms of Prayer Clause (d). In the light of that rule discharged. No order as to costs.

(F.I.REBELLO,J.)

(S.P.KUKDAY,J.)